## COMMONWEALTH OF MASSACHUSETTS BOARD OF REGISTRATION IN NURSING

239 Causeway Street, Room 417A Boston, MA 02114

## Minutes of the Regularly Scheduled Board Meeting

Wednesday, August 10, 2016

#### **Board Members Present**

- K. Gehly, CNP, Chair
- B. Levin RN, Vice Chair
- S. Abbott, Public Member
- J. Killion, LPN
- C. LaBelle, RN
- C. Simonian, PharmD, RPh
- C. Tebaldi, CNP
- P. Gales, RN
- J. Fantes, MD
- L. Keough, CNP (left at 11:00 AM)
- G. Dufault, LN
- D. Zucker, RN
- D. Drew, Public Member

#### Staff Present

- L. Silva, RN, DNP, Executive Director
- C. MacDonald, RN, DNP, Deputy Executive Director
- C. Silveira, MS, RN, Assistant Director
- K. Ashe, RN, Nursing Education Coordinator
- O. Atueyi, JD, Board Counsel
- H. Cambra, RN, JD, Complaint Resolution Coordinator
- D. M. DeVaux, RN, SARP Coordinator
- A. Fein, RN, JD, Complaint Resolution Coordinator
- V. Iyawe, RN, SARP Coordinator
- K. Keenan, Licensing Coordinator
- C. Pascarella, JD, Probation Staff
- L. Talarico, CNP, Nursing Practice Coordinator
- T. Westgate, Program Coordinator
- B. Oldmixon, Board Counsel
- K. Fishman, Probation Monitor

#### Guests

See attached list.

#### TOPIC:

Call to Order & Determination of Quorum

#### **DISCUSSION**:

A quorum of the Board was present.

Staff Not Present

**Board Members Not Present** 

A. Peckham, RN

9/14/2016 Regular Minutes (to be Approved 09/14/2016)

#### **ACTION:**

At 9:00 a.m., K. Gehly, Chairperson, called the August 10, 2016 Regularly Scheduled Board Meeting to order.

#### **TOPIC:**

Approval of Agenda

#### **DISCUSSION:**

Board members and staff introduced themselves. V. Iwaye stated that the SAREC appointment would be deferred.

#### **ACTION:**

Motion by J. Killion, seconded by B. Levin, and unanimously passed to approve the agenda as revised.

#### TOPIC:

Approval of Board Minutes for the July 13, 2016 Meeting of the Regularly Scheduled Board Meeting

#### **DISCUSSION:**

None.

## **ACTION:**

Motion by B. Levin, seconded by P. Gales, and unanimously passed to accept the Minutes of the July 13, 2016, Regularly Scheduled Board Meeting.

#### TOPIC:

Reports, Announcements and Administrative Matters

- A. Executive Director's Report
- B. Announcements

#### **DISCUSSION:**

- A. Executive Director's Report: L. Silva acknowledged that Board members were having issues with the state emails and welcomed the new Board members.
- B. K. Gehly stated that the agenda had been rearranged.

#### **ACTION:**

So noted.

**TOPIC:** Probation

#### **DISCUSSION:**

K. Fishman was available for questions.

#### **ACTION:**

So noted.

#### TOPIC:

Practice

A. Staff Report

9/14/2016 Regular Minutes (to be Approved 09/14/2016) B. Proposed Revisions to Advisory Ruling 1001: Management of Patients Receiving Analgesia by Catheter Technique

#### **DISCUSSION:**

- A. Members reviewed Ms. Talarico's previously distributed memo. K. Gehly noted that it was "sad" House Bill 1996 was recalled back to the Joint Committee.
- B. Members reviewed Ms. Talarico's previously distributed memo to:
  - 1. Find no change in the standards of practice related to the management of patients receiving analgesia by catheter technique.
  - 2. Find the language at section 7, part 4 of AR1001: Management of Patients Receiving Analysis by Catheter Technique requires clarification to indicate that administering the first dose of medication by bolus or continuous infusion is not within the scope of practice of a RN who is not a duly authorized anesthesia provider.
  - 3. Find the language at section 8 of AR1001: Management of Patients Receiving Analgesia by Catheter Technique clearly indicates that administering a prescribed medication re-bolus by continuous infusion by syringe or pump, when the patient has received a previous bolus dose by a duly authorized anesthesia provider is within the scope of practice of a RN.

#### ACTION:

- A. Ms. Talarico was available for questions.
- B. Motion by C. Simonian, seconded by J. Killion, and unanimously passed to revise AR 1001: Management of Patients Receiving Analgesia by Catheter Technique by clarifying the language in section 7 to read:

The following activities are NOT within the scope of practice of an RN who is not a duly authorized anesthesia provider:

- Inserting the catheter or infusion device for analgesia
- Verifying catheter or infusion device position
- Advancing or repositioning the catheter or infusion device
- Administering the first dose of analgesic medication by catheter or infusion device

#### **TOPIC:**

#### Education

- A. 244 CMR 6.04(1)(c)&(1)(f) Administrative Changes
  - 1. Greater Fall River Regional School District (CEO)
  - 2. MassBay Community College (CEO)
  - 3. Becker College, Chief Nursing Administrator (Program Administrator)
  - 4. MCPHS. Dean of Undergraduate Nursing Generic BSN RN (Program Administrator)
  - 5. MCPHS Dean of Graduate Nursing (Program Administrator) Post Baccalaureate BSN RN(Program Administrator)
  - 6. Medical Professional Institute Practical Nursing Program (Program Administrator)
  - 7. Northern Essex Community College, Associate Degree and Practical Nurse Programs (Program Administrator)
  - 8. Regis College School of Nursing and Health Science (Program Administrator)
- B. 244CMR 6.06(2) Site Survey Waiver Request Becker College Associate Degree RN Program

#### **DISCUSSION:**

A. RECUSAL: C. Simonian recused herself from the notification of MCPHS. Dean of Undergraduate Nursing Generic BSN RN (Program Administrator) and MCPHS Dean of Graduate Nursing 9/14/2016 Regular Minutes

- (Program Administrator) Post Baccalaureate BSN RN(Program Administrator) and left the room during the vote. K. Ashe briefed the administrative changes to the Board and recommended that the Board find compliance with the changes. C. Simonian asked if she should have recused herself. K. Gehly stated that she should recuse herself from the vote.
- B. K. Ashe briefed the Board on administrative notification on remaining administrative changes, excluding MCPHS. Dean of Undergraduate Nursing Generic BSN RN (Program Administrator) and MCPHS Dean of Graduate Nursing (Program Administrator) Post Baccalaureate BSN RN (Program Administrator) and recommended that the Board find compliance with the changes.
- C. K. Ashe briefed her report to the Board on the Site Survey Waiver Request from Becker College Associate Degree RN Program, reporting that the Program received the Accreditation Commission in Nursing Education continued accreditation until Fall 2023. K. Ashe recommended; accept the staff compliance report; Grant waiver of 244 CMR 6.06(1)(a) finding written evidence of the program's full accreditation; the program's report evaluating its compliance with the accreditation standards of the Accreditation Commission for Education in Nursing(ACEN), the written findings and recommendations of the Board-recognized accrediting agency in nursing based on its review of the program, and direct the program to demonstrate full compliance with regulation 244 CMR 6.04(1)(g) by submitting a written policy for the maintenance and retirement of school, faculty, student and graduate records. Submission due by October 1, 2016 D. Zucker asked how often the Board did site visits. K. Ashe and C. Silveira stated that it was every eight or ten years and that they could be waived by regulation. D. Drew asked when the last time they were visited. K. Ashe stated their information is verified yearly in the Program's Annual Report submitted to the Board November 1, each year, but the visit was eight years ago. K. Ashe stated the Board may waiver tis on site survey based on accreditation by a Board-Recognized accrediting agency in nursing and accompanied by other documents according to 244 CMR6.06(2).

#### **ACTION:**

- A. Motion by P. Gales, seconded by B. Levin, and unanimously passed to accept the administrative changes for the Medical Professional Institute Practical Nursing Program.
- B. Motion by B. Levin, seconded by C. LaBelle, and unanimously passed to accept all other administrative changes.
- C. Motion by D. Drew, seconded by P. Gales, and unanimously passed to grant the site survey waiver request to Becker College.

#### TOPIC:

Substance abuse rehabilitation program

#### **DISCUSSION:**

- A. Staff Report: D. DeVaux stated that the coordinators were available for questions.
- B. Substance Abuse Rehabilitation Evaluation Committee (SAREC) Appointment: deferred.

#### **ACTION:**

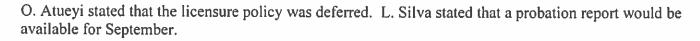
So noted.

#### TOPIC:

Strategic Development, Planning and Evaluation

- A. Systematic Policy Evaluation:
  - 1. Licensure Policy 10-01: License Renewal of Expired License with Report of Out of State Discipline
- B. Topics for Next Agenda

#### **DISCUSSION:**



#### **ACTION:**

So noted.

## TOPIC:

65C Session

#### **DISCUSSION:**

K. Gehly stated that the Board would go into the 65C session for one case before going into Executive session.

## **ACTION**:

Motion by L. Keough, seconded by J. Killion, and unanimously passed to go into 65C Session at 9:20 a.m.

#### G.L. c. 112, s. 65C Session 9:20 a.m. to 9:45 a.m.

#### TOPIC:

G.L. c.30A, §21 Executive Session

#### **DISCUSSION:**

None

## **ACTION:**

Motion by J. Killion, seconded by P. Gales, and unanimously passed by roll call vote to go into Executive Session at 9:46 a.m. as per Purpose One of G.L. c.30A, §21 (a)(1).

#### G.L. c. 30A, § 21 Executive Session 9:46 a.m. to 10:51 a.m.

#### **TOPIC:**

65C Session

#### **DISCUSSION:**

None.

#### <u>ACTION:</u>

Motion by B. Levin, seconded by J. Killion, and unanimously passed by roll call vote to go into 65C Session at 11:02 a.m.

## G.L. c. 112, s. 65C Session 11:02 a.m. to 11:10 a.m.

#### **TOPIC:**

**Adjudicatory Session** 

#### **DISCUSSION:**

None

## **ACTION**:

Motion by P. Gales seconded by B. Levin, and unanimously passed to go into Adjudicatory Session at 11:10 a.m.

## Adjudicatory Session 11:10 a.m. to 11:25 a.m.

## **TOPIC:**

Adjournment

## **DISCUSSION:**

None

#### **ACTION:**

Motion by C. Simonian, seconded by D. Zucker, and unanimously passed by roll call vote to adjourn the meeting at 11:25 a.m.

Minutes of the Board's August 10, 2016, Regularly Scheduled Meeting were approved by the Board on September 14, 2016.

Katherine Gehly, MSN, ONP

Chairperson

Board of Registration in Nursing

Agenda with exhibits list attached.

#### **COMMONWEALTH OF MASSACHUSETTS**

## NOTICE OF THE REGULARLY SCHEDULED MEETING OF THE BOARD OF REGISTRATION IN NURSING

August 10, 2016

# 239 Causeway Street ~ Room 417 A&B **Boston, Massachusetts 02114**

## PRELIMINARY AGENDA AS OF 7/27/16 9:37 amp

Estimated Time	#	A. Item	Exhibits	Presented by
9:00 a.m.	I.	B. CALL TO ORDER & DETERMINATION OF QUORUM	None	
	II.	APPROVAL OF AGENDA	Agenda	
	III.	APPROVAL OF BOARD MINUTES  A. Draft Minutes for the July 13, 2016 Meeting of the Board of Registration in Nursing, Regular Session	Minutes	
	IV.	REPORTS, ANNOUNCEMENTS AND ADMINISTRATIVE MATTERS  A. Executive Director's Report B. Announcements	Oral	LS
	V.	COMPLAINT RESOLUTION  A. Resolution of Pending Board Complaints: None  B. Resolution of Pending Board Staff Assignments: None	Report	AF/HC
	VI.	PROBATION  A. Staff Report  B. Termination of Probation/Stayed Probation: None  C. Request for Notice of Violation and Further Discipline: None	Report	KF
	VII.	PRACTICE C. Staff Report D. Proposed Revisions to Advisory Ruling 1001: Management of Patients Receiving Analgesia by Catheter Technique	Report Memo	LT LT

C. 244 CMR 6.04(1)(c)&(1)(f) Administrative Changes 9. Greater Fall River Regional School District (CEO) 10. MassBay Community College (CEO) 11. Becker College, Chief Nursing Administrator (Program Administrator) 12. MCPHS. Dean of Undergraduate Nursing Generic BSN RN (Program Administrator) 13. MCPHS Dean of Graduate Nursing (Program Administrator) Post Baccalaureate BSN RN(Program Administrator) 14. Medical Professional Institute Practical Nursing Program (Program Administrator) 15. Northern Essex Community College, Associate Degree and Practical Nurse Programs (Program Administrator) 16. Regis College School of Nursing and Health Science (Program Administrator) D. 244CMR 6.06(2) Site Survey Waiver Request Becker College Associate Degree RN Program  IX. SUBSTANCE ABUSE REHABILITATION PROGRAM  B. Staff Report  Report  KA  Report  DMD/VI					
B. Staff Report C. Substance Abuse Rehabilitation Evaluation Committee (SAREC) Appointment  X. STRATEGIC DEVELOPMENT, PLANNING AND EVALUATION C. Systematic Policy Evaluation: 2. Licensure Policy 10-01: License Renewal of Expired License with Report of Out of State Discipline D. Topics for Next Agenda  OA  OA	VI	7011.	<ol> <li>Greater Fall River Regional School District (CEO)</li> <li>MassBay Community College (CEO)</li> <li>Becker College, Chief Nursing Administrator (Program Administrator)</li> <li>MCPHS. Dean of Undergraduate Nursing Generic BSN RN (Program Administrator)</li> <li>MCPHS Dean of Graduate Nursing (Program Administrator) Post Baccalaureate BSN RN(Program Administrator)</li> <li>Medical Professional Institute Practical Nursing Program (Program Administrator)</li> <li>Northern Essex Community College, Associate Degree and Practical Nurse Programs (Program Administrator)</li> <li>Regis College School of Nursing and Health Science (Program Administrator)</li> <li>244CMR 6.06(2) Site Survey Waiver Request Becker College</li> </ol>		
C. Systematic Policy Evaluation: 2. Licensure Policy 10-01: License Renewal of Expired License with Report of Out of State Discipline D. Topics for Next Agenda  OA  OA	D	x.	<ul><li>B. Staff Report</li><li>C. Substance Abuse Rehabilitation Evaluation Committee</li></ul>		DMD/VI VI/DMD
LUNCH	X	<b>x</b> .	C. Systematic Policy Evaluation:     2. Licensure Policy 10-01: License Renewal of Expired     License with Report of Out of State Discipline	Memo	OA
			LUNCH		

	XI.	<ul> <li>EXECUTIVE SESSION The Board will meet in Executive Session as authorized pursuant to M.G.L. c.30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual.</li> <li>1. Specifically, the Board will discuss and evaluate the Good Moral Character as required for registration for pending applicants.</li> <li>2. Specifically, the Board will discuss and evaluate the reputation, character, physical condition or mental health, rather than professional competence, of licensees relevant to their petitions for license status change.</li> <li>3. Specifically, the Board will discuss and evaluate pending disciplinary complaints that involve patient records and treatment of patients.</li> <li>4. Approval of prior executive session minutes in accordance with M.G.L. ch.30A, § 22(f) for sessions held during the July 13, 2016 meeting.</li> </ul>	CLOSED SESSION	
	XII.	M.G.L. c. 112, § 65C SESSION	CLOSED SESSION	
	XIII.	ADJUDICATORY SESSION (M.G.L. ch. 30A, § 18)	CLOSED SESSION	
5:00 p.m.	XIV.	ADJOURNMENT		